



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applic. of: David T. King

Filed: November 15, 2001

Serial No: 10/001,903

For: GUARD RAIL SUPPORT, ATTACHMENT AND)
POSITIONING SPACER BLOCK

Attorney Ref. No.: AC193/2000

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Hartman, G.
Group Art Unit: 3671

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RESPONSE TO RESTRICTION REQUIREMENT

In response to the restriction requirement set forth in the
Office Action mailed May 29, 2003,

Applicant elects to prosecute claims 1-19 and 28, and
acknowledges the Examiner's withdrawal of claims 20-27 and 29-51
from consideration as being directed to a non-elected invention

The Examiner has stated that claim 1 is generic to a plurality
of disclosed patentably distinct species comprising: Figures 1-4,
Figure 5, Figure 6, Figure 7, Figures 8-9 and 12-14, and Figure 10,
and has required Applicant to elect a single disclosed species.

#20/
Clerk
9/3/03

Applicant hereby elects the species disclosed in Figures 8-9 and 12-14.

The Examiner has also requested that the Applicant identify the claims which correspond to the elected species.

Applicant asserts that claims 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 17, 18, and 19.

Claims 9 and 28 are directed to the embodiment shown in Figures 7 and 10 which Applicant argues is not patentably distinct from the embodiments elected and should be prosecuted with the elected claims.

Respectfully submitted,



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